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Appl. No. 10/693,057 Response dated August 15, 2006 Reply to Office Action of May 18, 2006 PATENT

#### REMARKS/ARGUMENTS

#### I. Restriction of claims

Applicants elect with traverse the claims of Group I (claims 25-33).

According to the MPEP, where claims can be examined together without undue burden, the Examiner must examine the claims on the merits even though they are directed to independent and distinct inventions. See, the MPEP at 803.01. In establishing that an "undue burden" would exist for co-examination of claims, the Examiner must show that examination of the claims would involve substantially different prior art searches, making the co-examination burdensome. Applicants respectfully submit that examination of the claims in Groups I-III would not create an undue burden and respectfully request withdrawal of the restriction requirement in this case.

## III. Species election

The Examiner requested that Applicants elect a specific species for each of the following:

- A. A single species of a target molecule. Applicants elect "IgE".
- B. A single species of a first monomer domain. Applicants elect an "LDL receptor class A monomer domain".
- C. A single species of a second monomer domain. Applicants elect an "LDL receptor class A monomer domain".
- D. A single species of a third monomer domain. Applicants elect an "LDL receptor class A monomer domain".

All pending claims read on the above-elected species.

Applicants request that upon allowance of the claims, the Examiner consider rejoinder of withdrawn species if they are embraced by the allowed generic claims pursuant to MPEP § 809.03(c)(B).

<u>PATENT</u>

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## **CONCLUSION**

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,

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